

JORDAN ETH (BAR NO. 121617)
JEth@mofo.com
MARK D. GURSKY (BAR NO. 217690)
MGursky@mofo.com
MORRISON & FOERSTER LLP
425 Market Street, 32nd Floor
San Francisco, California 94105-2482
Telephone: (415) 268-7000
Facsimile: (415) 268-7522

ANNA ERICKSON WHITE (BAR NO. 161385)
AWhite@mofo.com
MORRISON & FOERSTER LLP
755 Page Mill Road
Palo Alto, California 94304-1018
Telephone: (650) 813-5600
Facsimile: (650) 494-0792

Attorneys for Defendants Susan Decker,
Daniel Rosensweig, and Farzad Nazem

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

JOHN OLAGUES on behalf of YAHOO!,
Plaintiff,

v.

SUSAN L. DECKER, FARZAD NAZEM, AND
DANIEL ROSENSWEIG,
Defendants.

Case No. C07-02686-MJJ
Assigned to Hon. Martin J. Jenkins

**~~PROPOSED~~ ORDER DISMISSING
WITH PREJUDICE PLAINTIFF'S
"INITIAL COMPLAINT FOR
DISGORGEMENT UNDER SECTION
16(b) OF THE 1934 SECURITIES
ACT" (FRCP 41(a)(1))**

Action Filed: May 21, 2007
Trial Date: None Set

ORDER DISMISSING PLAINTIFF'S COMPLAINT WITH PREJUDICE

On May 21, 2007, Plaintiff John Olagues ("Olagues") filed the complaint in this action, "Initial Complaint for Disgorgement Under Section 16(b) of the 1934 Securities Act" ("Complaint"), against Defendants Susan Decker, Farzad Nazem, and Daniel Rosensweig (collectively, "Defendants")

Having reviewed the parties' "Joint Stipulation Re Voluntary Dismissal of Complaint with Prejudice," filed on October 17, 2007 (Docket Entry No. 22), the Complaint is hereby DISMISSED WITH PREJUDICE under Federal Rule of Civil Procedure 41(a)(1). The Clerk of the Court shall enter judgment in favor of the Defendants accordingly.

IT IS SO ORDERED.

Dated: 10/18, 2007

